

**SUPREME COURT MINUTES  
WEDNESDAY, FEBRUARY 16, 2005  
SAN FRANCISCO, CALIFORNIA**

**S034473**

PEOPLE v. MONTERROSO (CHRISTIAN)  
Rehearing denied

**S112624**

B143162 Second Appellate District,  
Division Five

LEWIS JORGE CONSTRUCTION v. POMONA  
UNIFIED SCHOOL DISTRICT  
Rehearing denied

**S129448**

B165082 Second Appellate District,  
Division Five

ACTION APARTMENT ASSOCIATION v. CITY OF  
SANTA MONICA  
Petition for review granted

Votes: George, C.J., Kennard, Baxter,  
Werdegar, Chin, Brown, and Moreno, JJ.

**S129522**

D041356 Fourth Appellate District,  
Division One

TOBACCO CASES II, JCCP 4042  
Petition for review granted

Votes: George, C.J., Kennard, Baxter,  
Werdegar, Chin, Brown, and Moreno, JJ.

**S129896**

D042645 Fourth Appellate District,  
Division One

PEOPLE v. CALHOUN  
Petition for review granted

Votes: George, C.J., Kennard, Baxter,  
Werdegar, Chin, Brown, and Moreno, JJ.

**S130157**

A101459 First Appellate District,  
Division Three

PEOPLE v. WILSON  
Petition for review granted

Votes: George, C.J., Kennard, Baxter,  
Werdegar, Chin, Brown, and Moreno, JJ.

**S130174**

B176808 Second Appellate District,  
Division Six

PEOPLE v. THOMPSON  
Petition for review granted

Votes: George, C.J., Kennard, Baxter,  
Werdegar, Chin, Brown, and Moreno, JJ.

**S129810**

C041880 Third Appellate District

## PEOPLE v. DALBY

Review granted/briefing deferred (rule 29.1)

Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Black*, S126182, and *People v. Towne*, 125677 (see Cal. Rules of Court, rule 28.2(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 29.1, is deferred pending further order of the court.

Votes: George, C.J., Kennard, Baxter, Werdegarr, Chin, Brown, and Moreno, JJ.

**S129869**A101011 First Appellate District,  
A105127 Division Two

## PEOPLE v. GUEVARA

Review granted/briefing deferred (rule 29.1)

Respondent's petition for review granted. Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Black*, S126182, and *People v. Towne*, 125677 (see Cal. Rules of Court, rule 28.2(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 29.1, is deferred pending further order of the court.

Appellant's petition for review denied.

Votes: George, C.J., Kennard, Baxter, Werdegarr, Chin, Brown, and Moreno, JJ.

**S130080**

H026000 Sixth Appellate District

## PEOPLE v. TRUJILLO

Review granted/briefing deferred (rule 29.1)

Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Samples*, S112201 (see Cal. Rules of Court, rule 28.2(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 29.1, is deferred pending further order of the court.

Votes: George, C.J., Kennard, Baxter, Werdegarr, Chin, Brown, and Moreno, JJ.

**S130148**

D042779 Fourth Appellate District,  
Division One

## PEOPLE v. CROTEAU

Review granted/briefing deferred (rule 29.1)

Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Black*, S126182, and *People v. Towne*, 125677 (see Cal. Rules of Court, rule 28.2(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 29.1, is deferred pending further order of the court.

Votes: George, C.J., Kennard, Baxter, Werdegar, Chin, Brown, and Moreno, JJ.

**S130199**

A102205 First Appellate District,  
Division One

## PEOPLE v. WILSON

Review granted/briefing deferred (rule 29.1)

Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Black*, S126182, and *People v. Towne*, 125677 (see Cal. Rules of Court, rule 28.2(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 29.1, is deferred pending further order of the court.

Votes: George, C.J., Kennard, Baxter, Werdegar, Chin, Brown, and Moreno, JJ.

**S130349**

D042017 Fourth Appellate District,  
Division One

## PEOPLE v. WILKERSON

Review granted/briefing deferred (rule 29.1)

Petitions for review GRANTED.

Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Black*, S126182, and *People v. Towne*, 125677 (see Cal. Rules of Court, rule 28.2(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 29.1, is deferred pending further order of the court.

Votes: George, C.J., Kennard, Baxter, Werdegar, Chin, Brown, and Moreno, JJ.

**S130507**

D043073 Fourth Appellate District,  
Division One

## PEOPLE v. MELLO

Review granted/briefing deferred (rule 29.1)

Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Black*, S126182, and *People v. Towne*, 125677 (see Cal. Rules of Court, rule 28.2(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 29.1, is deferred pending further order of the court.

Votes: George, C.J., Kennard, Baxter,  
Werdegar, Chin, Brown, and Moreno, JJ.

**S130510**

B171870 Second Appellate District,  
Division Four

## PEOPLE v. AGUILAR

Review granted/briefing deferred (rule 29.1)

Respondent's petition for review granted.  
Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Black*, S126182, and *People v. Towne*, 125677 (see Cal. Rules of Court, rule 28.2(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 29.1, is deferred pending further order of the court.

Defendant's petition for review denied.

Votes: George, C.J., Kennard, Baxter,  
Werdegar, Chin, Brown, and Moreno, JJ.

**S130593**

A104398 First Appellate District,  
Division Two

## PEOPLE v. PERRY

Review granted/briefing deferred (rule 29.1)

Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Black*, S126182, and *People v. Towne*, 125677 (see Cal. Rules of Court, rule 28.2(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 29.1, is deferred pending further order of the court.

Votes: George, C.J., Kennard, Baxter,  
Werdegar, Chin, Brown, and Moreno, JJ.

**S130656**

G033583 Fourth Appellate District,  
Division Three

## PEOPLE v. VU

Review granted/briefing deferred (rule 29.1)

Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Black*, S126182, and *People v. Towne*, 125677 (see Cal. Rules of Court, rule 28.2(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 29.1, is deferred pending further order of the court.

Votes: George, C.J., Kennard, Baxter,  
Werdegar, Chin, Brown, and Moreno, JJ.

**S120121**

C041036 Third Appellate District

## STANLEY v. CALIF STATE LOTTERY COMM

Dismissed per rule 29.3(b), and remanded to CA 3

In light of the decision in *Graham v. DaimlerChrysler Corp.*, S112862, and *Tipton-Whittingham v. City of Los Angeles*, S112943, review in the above-entitled matter is dismissed. (Cal. Rules of Court, rule 29.3(b).)

Votes: George, C.J., Kennard, Baxter,  
Werdegar, Chin, Brown, and Moreno, JJ.

**S126653**

G032245 Fourth Appellate District,  
Division Three

## PEOPLE v. MARTINEZ

Dismissed per rule 29.3(b), and remanded to CA 4/3

In light of the decision in *People v. Briceno*, S117641, review in the above-entitled matter is dismissed. (Cal. Rules of Court, rule 29.3(b).)

**S128422**

SOUTHERN CALIFORNIA WATER CO v. P.U.C.  
Petition for writ of review denied

**S129331**

NEUSOM v. STATE BAR OF CALIFORNIA  
Petition for writ of review denied

**S129378**

B168170 Second Appellate District,  
Division One

## PEOPLE v. ALVAREZ

Petitions for review denied

denied without prejudice to any relief to which defendants might be entitled after this court determines in *People v. Black*, S126182, and *People v. Towne*, S125677, the effect of *Blakely v. Washington* (2004) \_\_ U.S. \_\_ 124 S.Ct. 2531, on California law.

**S129486**

## NAEGELE v. STATE BAR OF CALIFORNIA

Petition for writ of review denied

**S129513**

B162572 Second Appellate District,  
Division Five

## HUTTON v. LAW OFFICES OF HERBERT HAFIF

Petition for review denied

**S129538**

B178730 Second Appellate District,  
Division Two

## CLARK (MICHAEL) ON H.C.

Petition for review denied

Brown, J., was recused and did not participate.

**S129583**

D044785 Fourth Appellate District,  
Division One

## ABEL (CRAIG VERNEST) ON H.C.

Petition for review denied

**S129635**

B179167 Second Appellate District,  
Division One

## MACHADO (ERNEST) ON H.C.

Petition for review denied

**S129743**

H028144 Sixth Appellate District

## HUGHES v. S.C. (PEOPLE)

Petition for review and application for stay denied

**S129772**

C045211 Third Appellate District

## PEOPLE v. DIAL

Petition for review denied

**S129803**  
H028086 Sixth Appellate District

HARDJO (ALISUDJANA) ON H.C.  
Petition for review denied

Kennard, and Werdegar, JJ., are of the opinion  
the petition should be granted.

**S129816**  
B179220 Second Appellate District,  
Division One

VIRTUAL MEDIA GROUP v. S.C. (REGENCY)  
Petition for review denied

**S129844**  
C048127 Third Appellate District

SILVA (LESLIE) ON H.C.  
Petition for review denied

**S129857**  
B177668 Second Appellate District,  
Division Four

LEWIS (CLARENCE) ON H.C.  
Petition for review denied

**S129859**  
E036969 Fourth Appellate District,  
Division Two

CRAWFORD (JIM FRANCIS) ON H.C.  
Petition for review denied

**S129868**  
G034679 Fourth Appellate District,  
Division Three

RAY (FREDERICK) ON H.C.  
Petition for review denied

**S129872**  
H026434 Sixth Appellate District

PEOPLE v. VELASCO  
Petition for review denied

**S129882**  
B173113 Second Appellate District,  
Division Seven

WRIGHT (PATRICIA) ON H.C.  
Petition for review denied

**S129887**  
B167792 Second Appellate District,  
B169193 Division Three

GOLDEN v. PRINCIPAL LIFE INSURANCE  
Petition for review denied

**S129895**  
H026548 Sixth Appellate District

RAGGHANTI v. REYES  
Petition for review denied

**S129898**

A098935 First Appellate District,  
Division One

PEOPLE v. DUVARDO  
Petition for review denied

**S129899**

H026297 Sixth Appellate District

PEOPLE v. LOPEZ  
Petition for review denied

**S129908**

B167903 Second Appellate District,  
Division Two

CUCCO v. SPITZER  
Petition for review & publication request denied

**S129914**

F043912 Fifth Appellate District  
F044464

TAKAHASI v. LAW OFFICE OF BRIAN K. ROSS  
Petition for review denied

**S129926**

B169742 Second Appellate District,  
Division Seven

PEOPLE v. MENJIVAR  
Petition for review denied

**S129928**

B171972 Second Appellate District,  
Division One

TAYMOURIAN dba T.V. TEXTILE v. HANMI BANK  
Petition for review denied

**S129929**

A103413 First Appellate District,  
Division Four

PEOPLE v. RODGERS  
Petition for review denied

**S129930**

B160750 Second Appellate District,  
Division Seven

PEOPLE v. ORTEGA  
Petition for review denied

**S129937**

E034520 Fourth Appellate District,  
Division Two

PEOPLE v. RODRIGUEZ  
Petition for review denied

Petition for review denied without prejudice to any relief to which defendant might be entitled after this court determines in *People v. Black*, S126182, and *People v. Towne*, S125677, the effect of *Blakely v. Washington* (2004) \_\_ U.S. \_\_, 124 S.Ct. 2531, on California law.



**S129938**

E037020 Fourth Appellate District,  
Division Two

WEBB v. S.C. (WEBB)

Petition for review denied

**S129948**

E036949 Fourth Appellate District,  
Division Two

DEL RIO (RAMON) ON H.C.

Petition for review denied

**S129952**

B166653 Second Appellate District,  
Division Four

BENASRA v. MITCHELL, SILBERBERG & KNUPP

Petition for review & depublication request denied

**S129957**

H028038 Sixth Appellate District  
H028039

LARA (DAVID ALAN) ON H.C.

Petition for review denied

Kennard, Brown, and Moreno, JJ., are of the  
opinion the petition should be granted.

**S129964**

B179079 Second Appellate District,  
Division One

THOMPSON (TYRONE) ON H.C.

Petition for review denied

**S129965**

B169508 Second Appellate District,  
Division Five

SUAREZ v. OFFICE OF ADMINISTRATIVE  
HEARINGS (BENNETT)

Petition for review denied

**S129969**

C042586 Third Appellate District

PEOPLE v. HALL

Petitions for review denied

**S129976**

B176813 Second Appellate District,  
Division Two

FELTS v. S.C. (PEOPLE)

Petition for review denied

**S129986**

B178606 Second Appellate District,  
Division Two

STEPHENS (OMAR SHARIF) ON H.C.

Petition for review denied

**S130009**

E037050 Fourth Appellate District,  
Division Two

DESEIVE v. W.C.A.B. (CHECK INTO CASH)  
Petition for review denied

**S130021**

H025852 Sixth Appellate District

ATLANTIC MUTUAL INSURANCE v. RUIZ  
(AMERICAN STATES INS. CO.)  
Petition for review denied

**S130022**

A108432 First Appellate District,  
Division Three

LESLIE v. S.C. (MEDICAL BOARD OF CALIF)  
Petition for review denied

**S130025**

B166693 Second Appellate District,  
Division One

PEOPLE v. MALLARD  
Petitions for review denied

**S130034**

B168980 Second Appellate District,  
Division Two

PEOPLE v. ZINCHENKO  
Petitions for review denied

**S130038**

H026108 Sixth Appellate District  
H027991

PEOPLE v. LIGHT  
Petition for review denied

denied without prejudice to any relief to which  
defendant might be entitled after this court  
determines in *People v. Black*, S126182, and  
*People v. Towne*, S125677, the effect of *Blakely*  
*v. Washington* (2004) \_\_ U.S. \_\_ 124 S.Ct. 2531,  
on California law.

**S130049**

H026646 Sixth Appellate District

PEOPLE v. WARREN  
Petition for review denied

**S130052**

B177976 Second Appellate District,  
Division One

LACKLAND v. FARMERS FIRE INSURANCE  
Petition for review denied

**S130061**

B164993 Second Appellate District,  
B177047 Division Three

PEOPLE v. MACIAS  
Petition for review denied

**S130063**

A104744 First Appellate District,  
Division Four

GOMES v. UKIAH UNIFIED SCHOOL DISTRICT  
Petition for review denied

**S130064**

B169641 Second Appellate District,  
Division One

PEOPLE v. TETZLAFF  
Petition for review denied

**S130073**

C045441 Third Appellate District

PEOPLE v. FUENTES  
Petition for review denied

**S130098**

C046585 Third Appellate District

DUVALL v. SACRAMENTO S.P.C.A.  
Petition for review denied

**S130109**

B168982 Second Appellate District,  
Division Four

PEOPLE v. SALDANA  
Petition for review denied

**S130117**

B179684 Second Appellate District,  
Division Seven

WASHINGTON (PAUL O.) ON H.C.  
Petition for review denied

**S130124**

E036043 Fourth Appellate District,  
Division Two

CHASE BANK v. LIPSCOMB  
Petition for review denied

Requests for judicial notice granted.

**S130127**

C040177 Third Appellate District

BUNCH v. HOFFINGER INDUSTRIES  
Petition for review denied

Baxter, Chin, and Brown, JJ., are of the opinion  
the petition should be granted.

**S130135**

B166819 Second Appellate District,  
Division Three

FEDERATION OF HILLSIDE & CANYON ASSOCS  
ASSOCIATIONS v. CITY OF LOS ANGELES  
Petition for review denied; CA opinion published

On the recommendation of the Court of Appeal  
pursuant to rule 978 of the California Rules of

Court, the Reporter of Decisions is directed to publish the opinion in the above-entitled appeal in the Officials Reports. See rule 978(c)(2), California Rules of Court.

**S130138**

B178469 Second Appellate District,  
Division Five

**WELLS v. JOHNSON**

Petition for review denied

**S130139**

G032847 Fourth Appellate District,  
Division Three

**FINNEGAN v. DE FRANCISCO**

Petition for review denied

**S130141**

B178472 Second Appellate District,  
Division Five

**WELLS v. JOHNSON**

Petition for review denied

**S130149**

B171912 Second Appellate District,  
Division Seven

**LOS ANGELES, COUNTY OF v. RANGER INS. CO.**

Petition for review denied

**S130154**

G032653 Fourth Appellate District,  
Division Three

**PIEDRA v. DUGAN**

Petition for review denied

**S130175**

F045501 Fifth Appellate District

**GRAGNANI v. S.C. (BLAS-B CORPORATION)**

Petition for review denied

Baxter, J., was recused and did not participate.

**S130180**

F045422 Fifth Appellate District

**GLIEBERMAN v. S.C. (BLAS-B CORPORATION)**

Petition for review denied

**S130181**

B159352 Second Appellate District,  
Division Three

**POLLOCK v. UNIVERSITY OF SOUTHERN CALIF**

Petition for review denied

**S130184**

B167250 Second Appellate District,  
Division Three

## SAEDI v. KRIZ

Petition for review denied

**S130188**

B179550 Second Appellate District,  
Division Three

VALENZUELA v. APPELLATE DEPARTMENT  
L.A. COUNTY SUPERIOR CT. (PEOPLE)

Petition for review denied

**S130197**

B164363 Second Appellate District,  
Division Two

## AGHASI v. LEVI

Petition for review denied

**S130210**

G031747 Fourth Appellate District,  
Division Three

## PEOPLE v. MILLER

Petition for review denied

**S130220**

E034058 Fourth Appellate District,  
Division Two

## PEOPLE v. KELLY

Petition for review denied

denied without prejudice to any relief to which  
defendant might be entitled after this court  
determines in *People v. Black*, S126182, and  
*People v. Towne*, S125677, the effect of *Blakely*  
*v. Washington* (2004) \_\_ U.S. \_\_ 124 S.Ct. 2531,  
on California law.

**S130226**

B167873 Second Appellate District,  
Division Eight

## PEOPLE v. PENA

Petition for review denied

**S130227**

B167621 Second Appellate District,  
Division Seven

## PEOPLE v. CALDERON

Petition for review denied

**S130230**

D042030 Fourth Appellate District,  
D042577 Division One

## TORRES v. U.S.A. WASTE OF CALIFORNIA INC.

Petition for review denied

**S130234**

G034506 Fourth Appellate District,  
Division Three

MCCOVERY v. W.C.A.B. (CALIFORNIA STEEL  
Petition for review denied

**S130236**

A104645 First Appellate District,  
Division One

BELINSKY v. BPM GOLDMAN FINANCIAL  
Petition for review denied

**S130249**

B171178 Second Appellate District,  
Division Five

PEOPLE v. KING  
Petitions for review denied

denied without prejudice to any relief to which  
defendant might be entitled after this court  
determines in *People v. Black*, S126182, and  
*People v. Towne*, S125677, the effect of *Blakely*  
*v. Washington* (2004) \_\_ U.S. \_\_ 124 S.Ct. 2531,  
on California law.

**S130255**

D045423 Fourth Appellate District,  
Division One

FREEMAN (MARILYN K.) ON H.C.  
Petition for review and application for stay denied

**S130257**

G034349 Fourth Appellate District,  
Division Three

THORNGREN v. W.C.A.B. (BASS)  
Petition for review denied

**S130259**

G032741 Fourth Appellate District,  
Division Three

WELCH v. FRANCHISE TAX BOARD  
Petition for review denied

**S130262**

B172953 Second Appellate District,  
Division Two

PEOPLE v. ROMERO  
Petition for review denied

**S130273**

D041742 Fourth Appellate District,  
Division One

MISEK-FALCOFF v. DOUGLAS  
Petition for review & publication request denied

**S130274**

F044471 Fifth Appellate District

PEOPLE v. REXELLE  
Petition for review denied

**S130275**

A102719 First Appellate District,  
Division Five

PEOPLE v. FRANKLIN  
Petition for review denied

denied without prejudice to any relief to which defendant might be entitled after this court determines in *People v. Black*, S126182, and *People v. Towne*, S125677, the effect of *Blakely v. Washington* (2004) \_\_ U.S. \_\_ 124 S.Ct. 2531, on California law.

**S130279**

C048272 Sixth Appellate District

JONES (WILLIE RAY) ON H.C.  
Petition for review denied

**S130292**

D043373 Fourth Appellate District,  
Division One

MENDOZA v. LANE  
Petition for review denied

**S130295**

B169180 Second Appellate District,  
B169264 Division Six

GEORGE v. CITY OF MORRO BAY  
Petition for review denied

**S130298**

B166838 Second Appellate District,  
B175011 Division Eight

PEOPLE v. RIVERA  
Petition for review denied

denied without prejudice to any relief to which defendant might be entitled after this court determines in *People v. Black*, S126182, and *People v. Towne*, S125677, the effect of *Blakely v. Washington* (2004) \_\_ U.S. \_\_ 124 S.Ct. 2531, on California law.

**S130302**

A108158 First Appellate District,  
Division Four

WESTERN STAFF SERVICES v. W.C.A.B.  
(BURKARD)  
Petition for review denied

**S130307**

D044131 Fourth Appellate District,  
Division One

J. (ROBIN) v. S.C. (LUCAS J.)  
Petition for review denied

**S130311**

E034633 Fourth Appellate District,  
Division Two

W. (JOSHUA), IN RE

Petition for review denied

**S130315**

A105826 First Appellate District,  
Division One

NORTHERN CALIFORNIA CARPENTERS v.

WARMINGTON HERCULES ASSOCIATES

Petition for review denied

**S130317**

D042327 Fourth Appellate District,  
Division One

VALLADOLID v. BOARD OF SUPERVISORS

Petition for review & publication request denied

**S130318**

A108575 First Appellate District,  
Division Five

BAY AREA HIGH REACH v. S.C. (GROUNDSWELL  
DEVELOPMENT)

Petition for review denied

**S130319**

B168443 Second Appellate District,  
Division Four

PEOPLE v. BARNARD

Petition for review denied

denied without prejudice to any relief to which  
defendant might be entitled after this court  
determines in *People v. Black*, S126182, and  
*People v. Towne*, S125677, the effect of *Blakely*  
*v. Washington* (2004) \_\_ U.S. \_\_ 124 S.Ct. 2531,  
on California law.

**S130324**

B170421 Second Appellate District,  
Division Six

PEOPLE v. AMAYA

Petition for review denied

**S130330**

B168845 Second Appellate District,  
Division Three

PEOPLE v. LANFOR

Petition for review denied

**S130332**

C045098 Third Appellate District

PEOPLE v. JONES

Petition for review denied

**S130347**

C045335 Third Appellate District

PEOPLE v. BURKE

Petition for review denied



**S130348**

G032365 Fourth Appellate District,  
Division Three

## PEOPLE v. RUFFULE

Petition for review denied

**S130350**

B173185 Second Appellate District,  
Division Five

## PEOPLE v. BARCLAY

Petition for review denied

denied without prejudice to any relief to which defendant might be entitled after this court determines in *People v. Black*, S126182, and *People v. Towne*, S125677, the effect of *Blakely v. Washington* (2004) \_\_ U.S. \_\_ 124 S.Ct. 2531, on California law.

**S130354**

B174027 Second Appellate District,  
Division Six

## PEOPLE v. RAMOS

Petition for review denied

**S130356**

A101456 First Appellate District,  
Division Five

## PEOPLE v. GUNN

Petition for review denied

**S130358**

B172054 Second Appellate District,  
Division Six

## PEOPLE v. FRANGIE

Petition for review denied

**S130367**

F044000 Fifth Appellate District

## KOACH v. GATES

Petition for review denied

**S130368**

H026495 Sixth Appellate District

## PEOPLE v. SULLIVAN

Petition for review denied

**S130370**

B172617 Second Appellate District,  
Division Two

## PEOPLE v. TOWNS

Petition for review denied

**S130372**

H027307 Sixth Appellate District

## J. (BRANDON), IN RE

Petition for review denied

<b>S130376</b> C045294 Third Appellate District	PEOPLE v. MORRIS Petition for review denied
<b>S130380</b> E036997 Fourth Appellate District, Division Two	SMALL v. S.C. (BEBAWY) Petition for review denied
<b>S130383</b> G032738 Fourth Appellate District, Division Three	PEOPLE v. SANCHES Petition for review denied
<b>S130384</b> B174354 Second Appellate District, Division Two	D. (DANNY), IN RE Petition for review & publication request denied
<b>S130386</b> B171799 Second Appellate District, Division Six	PEOPLE v. PHILLIPS Petition for review denied
<b>S130388</b> B175609 Second Appellate District, Division One	GAGGERO v. S.C. (FIRST FEDERAL BANK) Petition for review denied
<b>S130389</b> A104654 First Appellate District, Division Five	PEOPLE v. CELESTINE Petition for review denied
<b>S130392</b> B170815 Second Appellate District, Division Four	PEOPLE v. JOHNSON Petition for review denied
<b>S130393</b> B179750 Second Appellate District, Division One	BLOOM v. S.C. (LEGAL AID OF LOS ANGELES) Petition for review denied
<b>S130395</b> F045044 Fifth Appellate District	PEOPLE v. SPENCE Petition for review denied

**S130398**

G032063 Fourth Appellate District,  
Division Three

WORTHINGTON CONSTRUCTION v. L.A.  
CONTRACTORS CORPORATION  
Petition for review denied

**S130400**

E034053 Fourth Appellate District,  
Division Two

PEOPLE v. EUSSE  
Petition for review denied

denied without prejudice to any relief to which  
defendant might be entitled after this court  
determines in *People v. Black*, S126182, and  
*People v. Towne*, S125677, the effect of *Blakely*  
*v. Washington* (2004) \_\_ U.S. \_\_ 124 S.Ct. 2531,  
on California law.

**S130408**

F045908 Fifth Appellate District

D. (A.), IN RE  
Petition for review denied

**S130409**

H027513 Sixth Appellate District

PEOPLE v. CERVANTES  
Petition for review denied

**S130411**

H026293 Sixth Appellate District

PEOPLE v. JORDAN  
Petition for review denied

**S130412**

E035148 Fourth Appellate District,  
Division Two

PEOPLE v. ROMAN  
Petition for review denied

denied without prejudice to any relief to which  
defendant might be entitled after this court  
determines in *People v. Black*, S126182, and  
*People v. Towne*, S125677, the effect of *Blakely*  
*v. Washington* (2004) \_\_ U.S. \_\_ 124 S.Ct. 2531,  
on California law.

**S130419**

C045162 Third Appellate District  
C045278  
C045281

PEOPLE v. MONTEJANO  
Petition for review denied

**S130425**

A104589 First Appellate District,  
Division Five

PEOPLE v. SHARPER  
Petition for review denied

**S130427**

E034721 Fourth Appellate District,  
Division Two

## PEOPLE v. STEELE

Petition for review denied

**S130432**

B179273 Second Appellate District,  
Division Five

## CATALAN v. S.C. (PEOPLE)

Petition for review denied

**S130438**

B172379 Second Appellate District,  
Division Two

## PEOPLE v. TWINE

Petition for review denied

**S130442**

A105758 First Appellate District,  
Division Three

## PEOPLE v. CRAWFORD

Petition for review denied

**S130445**

B171874 Second Appellate District,  
Division Four

## PEOPLE v. PASHA

Petition for review denied

**S130458**

E033952 Fourth Appellate District,  
Division Two

## PEOPLE v. KING

Petition for review denied

**S130467**

C045986 Third Appellate District

## PEOPLE v. MARTINEAU

Petition for review denied

**S130470**

B171075 Second Appellate District,  
Division One

## PEOPLE v. VALENTINE

Petitions for review denied

**S130471**

C045831 Third Appellate District

## PEOPLE v. MASON

Petition for review denied

denied without prejudice to any relief to which defendant might be entitled after this court determines in *People v. Black*, S126182, and *People v. Towne*, S125677, the effect of *Blakely v. Washington* (2004) \_\_ U.S. \_\_ 124 S.Ct. 2531, on California law.

**S130472**

F043085 Fifth Appellate District

## PEOPLE v. ZAMORA

Petition for review denied

Baxter, J., was recused and did not participate.

**S130475**B174621 Second Appellate District,  
Division Six

## BROWN v. BUSTER

Petition for review denied

**S130484**G033230 Fourth Appellate District,  
Division Three

## FINNEGAN v. DE FRANCISCO

Petition for review denied

**S130488**

C045473 Third Appellate District

## PEOPLE v. ROSS

Petition for review denied

**S130490**B171871 Second Appellate District,  
Division Five

## PEOPLE v. NAVARRO

Petition for review denied

denied without prejudice to any relief to which defendant might be entitled after this court determines in *People v. Black*, S126182, and *People v. Towne*, S125677, the effect of *Blakely v. Washington* (2004) \_\_ U.S. \_\_ 124 S.Ct. 2531, on California law

**S130497**

C043574 Third Appellate District

## PEOPLE v. ROACH

Petition for review denied

denied without prejudice to any relief to which defendant might be entitled after this court determines in *People v. Black*, S126182, and *People v. Towne*, S125677, the effect of *Blakely v. Washington* (2004) \_\_ U.S. \_\_ 124 S.Ct. 2531, on California law.

**S130502**

C043235 Third Appellate District

## PEOPLE v. GRIEBELL

Petition for review denied

**S130504**

B172480 Second Appellate District,  
Division Four

PEOPLE v. SHAHMOHAMADIAN

Petition for review denied

**S130505**

B172078 Second Appellate District,  
Division Two

GORWIN v. SCHMIDT

Petition for review denied

**S130506**

B172945 Second Appellate District,  
Division Four

PEOPLE v. MARTINEZ

Petition for review denied

**S130511**

A104652 First Appellate District,  
Division Four

PEOPLE v. JACKSON

Petition for review denied

**S130512**

B168030 Second Appellate District,  
Division Five

UNIWILL v. CITY OF LOS ANGELES

Petition for review denied

Moreno, J., is of the opinion the petition should  
be granted.

**S130518**

F045360 Fifth Appellate District

PEOPLE v. ESPINOZA

Petition for review denied

**S130519**

G032896 Fourth Appellate District,  
Division Three

PEOPLE v. GILL

Petition for review denied

**S130521**

B179961 Second Appellate District,  
Division Two

LOS ANGELES, COUNTY OF v. S.C. (PETERS)

Petition for review denied

**S130533**

E035390 Fourth Appellate District,  
Division Two

PEOPLE v. PENKOVA

Petition for review denied

**S130534**

A105451 First Appellate District,  
Division Five

G. (LENNIS), IN RE

Petition for review denied

**S130535**

C046483 Third Appellate District

PEOPLE v. RAMIREZ

Petition for review denied

denied without prejudice to any relief to which defendant might be entitled after this court determines in *People v. Black*, S126182, and *People v. Towne*, S125677, the effect of *Blakely v. Washington* (2004) \_\_ U.S. \_\_ 124 S.Ct. 2531, on California law.

**S130537**

C047252 Third Appellate District

PEOPLE v. HAFF

Petition for review denied

denied without prejudice to any relief to which defendant might be entitled after this court determines in *People v. Black*, S126182, and *People v. Towne*, S125677, the effect of *Blakely v. Washington* (2004) \_\_ U.S. \_\_ 124 S.Ct. 2531, on California law.

**S130548**

A103073 First Appellate District,  
Division Two

PEOPLE v. MACK

Petition for review denied

**S130551**

A104218 First Appellate District,  
Division Two

PEOPLE v. CHAPPELLE

Petition for review denied

**S130557**

B160792 Second Appellate District,  
B165524 Division One  
B160792  
B168902

SWEENEY-SMITH & SMITH, MARRIAGE OF

Petition for review denied

**S130560**

B174344 Second Appellate District,  
Division Five

PEOPLE v. STATUM

Petition for review denied

**S130565**

B168825 Second Appellate District,  
Division Five

## PEOPLE v. GAGE

Petition for review denied

denied without prejudice to any relief to which defendant might be entitled after this court determines in *People v. Black*, S126182, and *People v. Towne*, S125677, the effect of *Blakely v. Washington* (2004) \_\_ U.S. \_\_ 124 S.Ct. 2531, on California law.

**S130566**

B170957 Second Appellate District,  
Division Eight

## PEOPLE v. COBB

Petition for review denied

**S130576**

A104692 First Appellate District,  
Division One

## ROMAN v. GRIFFIN

Petition for review denied

**S130581**

C043396 Third Appellate District

## PEOPLE v. WOODFIN

Petition for review denied

denied without prejudice to any relief to which defendant might be entitled after this court determines in *People v. Black*, S126182, and *People v. Towne*, S125677, the effect of *Blakely v. Washington* (2004) \_\_ U.S. \_\_ 124 S.Ct. 2531, on California law.

**S130582**

B168286 Second Appellate District,  
Division Four

## PEOPLE v. HOWARD

Petition for review denied

**S130585**

F043611 Fifth Appellate District

## PEOPLE v. MUNOZ

Petition for review denied

**S130589**

C046698 Third Appellate District

## PEOPLE v. OBREGON

Petition for review denied

denied without prejudice to any relief to which defendant might be entitled after this court determines in *People v. Black*, S126182, and



*People v. Towne*, S125677, the effect of *Blakely v. Washington* (2004) \_\_ U.S. \_\_ 124 S.Ct. 2531, on California law.

**S130591**

B175638 Second Appellate District,  
Division Seven

F. (LEMARCUS), IN RE  
Petition for review denied

**S130592**

E035025 Fourth Appellate District,  
Division Two

PEOPLE v. MARQUEZ  
Petition for review denied

**S130595**

B172971 Second Appellate District,  
Division Six

PEOPLE v. SMITH  
Petition for review denied

**S130597**

B175268 Second Appellate District,  
Division Five

PEOPLE v. TAYLOR  
Petition for review denied

**S130599**

B166698 Second Appellate District,  
Division Five

JAFFE v. KAISER FOUNDATION HOSPITAL  
Petition for review denied

Request for judicial notice denied.

Werdegar, J., was recused and did not  
participate.

**S130600**

G033353 Fourth Appellate District,  
Division Three

PEOPLE v. FARAGALLI  
Petition for review denied

**S130601**

C046220 Third Appellate District

PEOPLE v. BROWN  
Petition for review denied

**S130603**

F044292 Fifth Appellate District

PEOPLE v. JONES  
Petition for review denied

**S130606**

B169390 Second Appellate District,  
Division Four

## PEOPLE v. CONTRERAS

Petition for review denied

**S130607**

D044139 Fourth Appellate District,  
Division One

## PEOPLE v. SMITH

Petition for review denied

**S130608**

C045530 Third Appellate District

## PEOPLE v. MITCHELL

Petition for review denied

denied without prejudice to any relief to which defendant might be entitled after this court determines in *People v. Black*, S126182, and *People v. Towne*, S125677, the effect of *Blakely v. Washington* (2004) \_\_ U.S. \_\_ 124 S.Ct. 2531, on California law.

**S130609**

F042780 Fifth Appellate District

## PEOPLE v. OVERSTREET

Petition for review denied

**S130610**

G032875 Fourth Appellate District,  
Division Three

## CONSUMER JUSTICE CENTER v. TRIMEDICA

Petition for review denied

**S130613**

B170166 Second Appellate District,  
Division Two

## THOMAS, ESTATE OF

Petition for review denied

Brown, J., is of the opinion the petition should be granted.

**S130614**

B167557 Second Appellate District,  
Division Five

## PEOPLE v. GORDON

Petition for review denied

denied without prejudice to any relief to which defendant might be entitled after this court determines in *People v. Black*, S126182, and *People v. Towne*, S125677, the effect of *Blakely v. Washington* (2004) \_\_ U.S. \_\_ 124 S.Ct. 2531, on California law.

**S130619**  
H026256 Sixth Appellate District

PEOPLE v. BARRETT  
Petition for review denied

**S130626**  
F043000 Fifth Appellate District

PEOPLE v. THOMAS  
Petition for review denied

Baxter, J., was recused and did not participate.

**S130632**  
H027199 Sixth Appellate District

PEOPLE v. PAGE-SMITH  
Petition for review denied

**S130634**  
C043903 Third Appellate District

PEOPLE v. GRIFFIN  
Petition for review denied

**S130660**  
C044222 Third Appellate District

PEOPLE v. JOHNSON  
Petition for review denied

**S130661**  
H026721 Sixth Appellate District

PEOPLE v. MARTINDALE  
Petition for review denied

**S130664**  
C044892 Third Appellate District

PEOPLE v. LUA  
Petition for review denied

**S130666**  
B173769 Second Appellate District,  
Division Five

PEOPLE v. MCKETTRICK  
Petition for review denied

**S130673**  
D043474 Fourth Appellate District,  
Division One

PEOPLE v. BARBA  
Petition for review denied

**S130682**  
C044290 Third Appellate District

PEOPLE v. STAMPER  
Petition for review denied

denied without prejudice to any relief to  
which defendant might be entitled after this  
court determines in *People v. Black*,

S126182, and *People v. Towne*, S125677, the effect of *Blakely v. Washington* (2004) \_\_\_ U.S. \_\_\_ 124 S.Ct. 2531, on California law.

**S130687**

B170092 Second Appellate District,  
Division Eight

## PEOPLE v. CERDA

Petition for review denied

**S130689**

C046825 Third Appellate District

## PEOPLE v. MATA

Petition for review denied

denied without prejudice to any relief to which defendant might be entitled after this court determines in *People v. Black*, S126182, and *People v. Towne*, S125677, the effect of *Blakely v. Washington* (2004) \_\_\_ U.S. \_\_\_ 124 S.Ct. 2531, on California law.

**S130691**

H025056 Sixth Appellate District

## PEOPLE v. KIRBY

Petition for review denied

**S130692**

B173842 Second Appellate District,  
Division Two

## PEOPLE v. VALVERDE

Petition for review denied

**S130693**

B173338 Second Appellate District,  
Division Five

## PEOPLE v. NEELY

Petition for review denied

**S130701**

B174169 Second Appellate District,  
Division Four

## PEOPLE v. BROWN

Petition for review denied

**S130706**

B171235 Second Appellate District,  
Division Seven

## PEOPLE v. ROSALES

Petition for review denied

**S130709**

B173594 Second Appellate District,  
Division Five

## PEOPLE v. JONES

Petition for review denied

denied without prejudice to any relief to which defendant might be entitled after this court determines in *People v. Black*, S126182, and *People v. Towne*, S125677, the effect of *Blakely v. Washington* (2004) \_\_ U.S. \_\_ 124 S.Ct. 2531, on California law.

**S130710**

G031619 Fourth Appellate District,  
Division Three

## PEOPLE v. LANE

Petition for review denied

**S130715**

F044717 Fifth Appellate District

## PEOPLE v. DRENNAN

Petition for review denied

**S130721**

G033875 Fourth Appellate District,  
Division Three

## MIX v. S.C. (BEHNIWAL)

Petition for review denied

**S130745**

E034954 Fourth Appellate District,  
Division Two

## D. (R.), IN RE

Petition for review denied

**S130782**

B179901 Second Appellate District,  
Division Eight

## LASHGARI v. S.C. (PEOPLE)

Petition for review denied

**S130790**

C044079 Third Appellate District

## PEOPLE v. MARX

Petition for review denied

denied without prejudice to any relief to which defendant might be entitled after this court determines in *People v. Black*, S126182, and *People v. Towne*, S125677, the effect of *Blakely v. Washington* (2004) \_\_ U.S. \_\_ 124 S.Ct. 2531, on California law.

**S130808**

A101085 First Appellate District,  
Division Three

## PEOPLE v. SMITH

Petition for review denied

denied without prejudice to any relief to which defendant might be entitled after this court determines in *People v. Black*, S126182, and *People v. Towne*, S125677, the effect of *Blakely v. Washington* (2004) \_\_ U.S. \_\_ 124 S.Ct. 2531, on California law.

**S130932**

## MCCRIGHT v. JUDICIAL COUNCIL

Petition for writ of mandate/prohibition denied

**S131063**

## WALKER v. C.A. (PEOPLE)

Petition for writ of mandate/prohibition denied

**S131096**

G034593 Fourth Appellate District,  
Division Three

## IMAGRAPH INC. v. MOHAMAD TOUFIC NEHMEH

Petition for review and application for stay denied

Request for judicial notice denied.

**S131153**

B180532 Second Appellate District,  
Division Five

## PRINCE v. S.C. (PEOPLE)

Petition for review and application for stay denied

**S121314**

## HARRELL (EDWARD) ON H.C.

Petition for writ of habeas corpus denied

**S121404**

## HOPKINS (EDWARD) ON H.C.

Petition for writ of habeas corpus denied

**S121426**

## JACKSON (WILLIAM H.) ON H.C.

Petition for writ of habeas corpus denied

**S121744**

## WEEMS (EUGENE L.) ON H.C.

Petition for writ of habeas corpus denied

(See *In re Dixon* (1953) 41 Cal.2d 756; *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

**S121763**SEELEY (TIMOTHY J.) ON H.C.  
Petition for writ of habeas corpus denied**S121846**MOSLEY (GEORGE) ON H.C.  
Petition for writ of habeas corpus denied**S121892**TARVIN (DAVID RAY) ON H.C.  
Petition for writ of habeas corpus denied**S121943**JOHNSON (STANLEY) ON H.C.  
Petition for writ of habeas corpus denied**S121963**BARNFIELD (GORDON) ON H.C.  
Petition for writ of habeas corpus denied**S122007**DAVIS (REGGI W.) ON H.C.  
Petition for writ of habeas corpus denied**S122033**MORENO (RONALD) ON H.C.  
Petition for writ of habeas corpus denied**S122863**CROMER (FREDDIE) ON H.C.  
Petition for writ of habeas corpus denied**S122875**ROSALES (JOSEPH) ON H.C.  
Petition for writ of habeas corpus denied**S122876**TANGI (WILLIAM A.) ON H.C.  
Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780;  
*In re Swain* (1949) 34 Cal.2d 300, 304; *People*  
*v. Duvall* (1995) 9 Cal.4th 464, 474; *In re*  
*Dixon* (1953) 41 Cal.2d 756.)

**S123274**MARTIN (KEITH) ON H.C.  
Petition for writ of habeas corpus denied

**S123285**

JONES (LEANDER L.) ON H.C.  
Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780;  
*In re Clark* (1993) 5 Cal.4th 750; *In re Swain*  
(1949) 34 Cal.2d 300, 304; *People v. Duvall*  
(1995) 9 Cal.4th 464, 474.)

**S123313**

PINA (PABLO) ON H.C.  
Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

**S123315**

HICKMAN (MICHAEL D.) ON H.C.  
Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780;  
*In re Clark* (1993) 5 Cal.4th 750; *In re Swain*  
(1949) 34 Cal.2d 300, 304.)

**S123419**

JACKSON (JOHNNY) ON H.C.  
Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

**S123463**

AQUINO (FRANCISCO R.) ON H.C.  
Petition for writ of habeas corpus denied

(See *In re Waltreus* (1965) 62 Cal.2d 218.)

**S123484**

WILLIAMSON (STEPHEN) ON H.C.  
Petition for writ of habeas corpus denied

**S123487**

HOUNIHAN (RICK) ON H.C.  
Petition for writ of habeas corpus denied



**S123488**CASTRENCE (JOSE W.) ON H.C.  
Petition for writ of habeas corpus denied**S123499**BERRY (FRANK) ON H.C.  
Petition for writ of habeas corpus denied**S123503**McCLELLAN (JAMON J.) ON H.C.  
Petition for writ of habeas corpus denied**S123504**BALBO (JOHN) ON H.C.  
Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

**S123506**JONES (JEFFERY) ON H.C.  
Petition for writ of habeas corpus denied**S123509**EVANS (KENNETH) ON H.C.  
Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750.)

**S123511**DEJOHNETTE (REGINALD) ON H.C.  
Petition for writ of habeas corpus denied**S123536**OWENS (STEVEN L.) ON H.C.  
Petition for writ of habeas corpus denied**S123554**BURKE (CHARLES) ON H.C.  
Petition for writ of habeas corpus denied**S123557**BYRNES (EDWIN) ON H.C.  
Petition for writ of habeas corpus denied

**S123574**

FOMBY (JOSEPH) ON H.C.  
Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Swain* (1949) 34 Cal.2d 300, 304; *In re Waltreus* (1965) 62 Cal.2d 218; *In re Dixon* (1953) 41 Cal.2d 756.)

**S123575**

McCOWAN (HOWARD E.) ON H.C.  
Petition for writ of habeas corpus denied

**S123578**

WILSON (THEODORE A.) ON H.C.  
Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Dixon* (1953) 41 Cal.2d 756; *In re Lindley* (1947) 29 Cal.2d 709; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

**S123581**

CRAIG (KEVIN O'NEAL) ON H.C.  
Petition for writ of habeas corpus denied

**S123587**

MYRON (JAMES) ON H.C.  
Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750; *In re Dixon* (1953) 41 Cal.2d 756.)

**S123593**

MORENO (DAVID) ON H.C.  
Petition for writ of habeas corpus denied

on the merits and, also as untimely and successive. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750.)

**S123595**

LYNN (STEVEN) ON H.C.  
Petition for writ of habeas corpus denied

**S123597**

HATCHETT (CECIL J.) ON H.C.  
Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

**S123657**

JOHNSON (CHAUNCEY) ON H.C.  
Petition for writ of habeas corpus denied

**S123675**

HERNANDEZ (JORGE LUIS) ON H.C.  
Petition for writ of habeas corpus denied

**S123677**

IRONS (CARL M.) ON H.C.  
Petition for writ of habeas corpus denied

**S123687**

FISHER (KEVIN) ON H.C.  
Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

**S123688**

CARDIN (LUIS) ON H.C.  
Petition for writ of habeas corpus denied

**S123689**

CARRILLO (MAX) ON H.C.  
Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750.)

**S123692**

LUA (JOHN P.) ON H.C.  
Petition for writ of habeas corpus denied

(See *In re Dexter* (1979) 25 Cal.3d 921.)

**S123693**

BALZARINI (ST. MICHAEL) ON H.C.  
Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

**S123701**

NASH (WILLIAM) ON H.C.  
Petition for writ of habeas corpus denied

**S123779**

LEWIS (RICHARD) ON H.C.  
Petition for writ of habeas corpus denied

**S123783**

HARRELL (EDWARD) ON H.C.  
Petition for writ of habeas corpus denied

**S123787**

ALSTON (ERIC) ON H.C.  
Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

**S123791**

JOHNSON (ALFONZO) ON H.C.  
Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

**S123807**

NELSON (DYKE E.) ON H.C.  
Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

**S123821**

MOORE (RICHARD N.) ON H.C.  
Petition for writ of habeas corpus denied

(See *In re Dexter* (1979) 25 Cal.3d 921; *In re Dixon* (1953) 41 Cal.2d 756.)

**S124440**

NELSON (DYKE E.) ON H.C.  
Petition for writ of habeas corpus denied

**S124486**

FISHER (KEVIN) ON H.C.  
Petition for writ of habeas corpus denied

**S125149**

JACKSON (WILLIAM) ON H.C.  
Petition for writ of habeas corpus denied

**S125208**

EVANS (KENNETH) ON H.C.  
Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750.)

**S127967**

MENDOZA (DANIEL) ON H.C.  
Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

**S128052**

GUZMAN (JAIME) ON H.C.  
Petition for writ of habeas corpus denied

**S129045**

BOWMAN (JEFFREY SCOTT) ON H.C.  
Petition for writ of habeas corpus denied

**S129518**

JARA (FRANCISCO) ON H.C.  
Petition for writ of habeas corpus denied

**S129654**

BARNES (ROBERT) ON H.C.  
Petition for writ of habeas corpus denied

**S129789**

DIAL (LARRY RAY) ON H.C.  
Petition for writ of habeas corpus denied

**S130046**

CARREA (CHRISTOPHER) ON H.C.  
Petition for writ of habeas corpus denied

(See *In re Dixon* (1953) 41 Cal.2d 756; *United States v. MacCollom* (1976) 426 U.S. 317 [96 S.Ct. 2086].)

**S130256**

FREEMAN (MARILYN K.) ON H.C.  
Petition for writ of habeas corpus denied

Application for stay and petition for writ of  
habeas corpus denied.

**S130525**DAVIS (JAMES HERMAN) ON H.C.  
Petition for writ of habeas corpus denied**S130527**PETERS (GREGORY B.) ON H.C.  
Petition for writ of habeas corpus denied(See *In re Dixon* (1953) 41 Cal.2d 756.)**S130568**SOKOLSKY (MARK S.) ON H.C.  
Petition for writ of habeas corpus denied(See *In re Clark* (1993) 5 Cal.4th 750.)**S130572**DOMINGUEZ-CRUZ (LUIS) ON H.C.  
Petition for writ of habeas corpus denied**S130604**SANTILLAN (MICHAEL) ON H.C.  
Petition for writ of habeas corpus denied(See *In re Dixon* (1953) 41 Cal.2d 756.)**S130623**JACKSON (ANTHONY X.) ON H.C.  
Petition for writ of habeas corpus denied**S130880**KIM (MAN SOO) ON H.C.  
Petition for writ of habeas corpus denied(See *In re Dexter* (1979) 25 Cal.3d 921.)**S130898**CRUMP (STANLEY) ON H.C.  
Petition for writ of habeas corpus denied**S130911**PITTS (THOMAS EARL) ON H.C.  
Petition for writ of habeas corpus denied(See *In re Clark* (1993) 5 Cal.4th 750; *In re Lindley* (1947) 29 Cal.2d 709; *In re Dixon* (1953) 41 Cal.2d 756; *In re Miller* (1941) 17 Cal.2d 734.)

**S130935**POWELL (MICHAEL A.) ON H.C.  
Petition for writ of habeas corpus denied(See *In re Dixon* (1953) 41 Cal.2d 756.)**S130939**HENDRIX (EDWARD) ON H.C.  
Petition for writ of habeas corpus denied**S130945**JENKINS (JAMAL) ON H.C.  
Petition for writ of habeas corpus denied(See *In re Dixon* (1953) 41 Cal.2d 756.)**S130946**SCOTT (MARK) ON H.C.  
Petition for writ of habeas corpus denied**S130957**CRUTHFIELD (DARNELL L.) ON H.C.  
Petition for writ of habeas corpus denied**S130991**LUSCH (JOHN) ON H.C.  
Petition for writ of habeas corpus denied(See *In re Dixon* (1953) 41 Cal.2d 756.)**S131012**THOMPSON (BRUCE) ON H.C.  
Petition for writ of habeas corpus denied**S131029**ACORD (RICHARD C.) ON H.C.  
Petition for writ of habeas corpus denied(See *In re Dexter* (1979) 25 Cal.3d 921.)**S130670**A104018 First Appellate District,  
Division FourPEOPLE v. MACDONALD  
Order: (dispositive)

Due to the death on December 30, 2004, of Clay Lewis MacDonald, all proceedings in this cause are permanently abated, and the cause is transferred to the Court of Appeal, First Appellate District, Division Four, with

directions to enter an order to that effect in Case No. A104018 and to require the Superior Court for the County of Mendocino to enter an order to that effect in Case Nos. 88-7907 and 89-00443. (Cal. Rules of Court, rule 29.3, subd. (d); *People v. Dail* (1943) 22 Cal.2d 642, 659; *People v. Bandy* (1963) 216 Cal.App.2d 458, 466.)

Votes: George, C.J., Kennard, Baxter, Werdegarr, Chin, Brown, and Moreno, JJ.

**S128941**

C044986 Third Appellate District

**HERNANDEZ v. BOARD OF EDUCATION**

Publication ordered (case closed)

On the recommendation of the Court of Appeal pursuant to rule 978 of the California Rules of Court, the Reporter of Decisions is directed to publish the opinion in the above-entitled appeal in the Officials Reports. See rule 978(c)(2), California Rules of Court.

George, C.J., and Brown, J., are recused and did not participate.

**S130406**

B167291 Second Appellate District,  
Division Eight

**MERCURY INSURANCE v. ALLSTATE**

Depublication ordered

The Reporter of Decisions is directed not to publish in the Official Appellate Reports the opinion in the above entitled appeal filed November 9, 2004, which appears at 123 Cal.App.4th 1392 (Cal. Const., art. VI, section 14; rule 976, Cal. Rules of Court.)

Chin, J., was recused and did not participate.

**S129016**

G032479 Fourth Appellate District,  
Division Three

**HURWITZ v. COUNTY OF ORANGE**

Depublication request denied (case closed)

**S129413**

E035201 Fourth Appellate District,  
Division Two

**GIBBO v. BERGER**

Depublication request denied (case closed)



**S129674**

A102541 First Appellate District,  
A103680 Division Five

SHERWOOD PARTNERS v. ZORO, LLC  
Publication request denied (case closed)

**S129797**

B157988 Second Appellate District,  
Division Three

GOULD v. 21ST CENTURY INSURANCE  
Publication requests denied (case closed)

**S129801**

A101913 First Appellate District,  
Division Three

COMMUNITIES FOR A BETTER ENVIRONMENT v.  
CITY OF RICHMOND (CHEVRON PRODUCTS CO.)  
Publication request denied (case closed)

Kennard, J., was recused and did not participate.

**S130420**

D044338 Fourth Appellate District,  
Division One

B. (JASMIN), IN RE  
Publication request denied (case closed)

**S130636**

C047007 Third Appellate District

ROLAND v. S.C. (PEOPLE)  
Depublication request denied (case closed)

**S130639**

B168675 Second Appellate District,  
Division Four

KINNEY v. OCCIDENTAL OIL & GAS  
Publication request denied (case closed)

**S130082**

H026467 Sixth Appellate District

PEOPLE v. LAZAREVICH  
Time extended to grant or deny review

to March 18, 2005

**S130092**

C043687 Third Appellate District

EBBETTS PASS FOREST WATCH v. DEPT OF  
FORESTRY & FIRE PROTECTION (SIERRA PACI  
Time extended to grant or deny review

to March 21, 2005

**S130216**

C048022 Third Appellate District

REED (ALONZO) ON H.C.  
Time extended to grant or deny review

to March 28, 2005.

**S130268**

B179624 Second Appellate District,  
Division Five

GARCIA (CATALINO) ON H.C.

Time extended to grant or deny review

to March 25, 2005

**S130269**

E037073 Fourth Appellate District,  
Division Two

HAWKS (HAROLD H.) ON H.C.

Time extended to grant or deny review

to March 25, 2005

**S130283**

A108605 First Appellate District,  
Division One

BIGGS (JEFFREY J.) ON H.C.

Time extended to grant or deny review

to March 29, 2005

**S130459**

E037074 Fourth Appellate District,  
Division Two

GRONLUND (ANDRES P.) ON H.C.

Time extended to grant or deny review

to March 20, 2005

**S059531**

PEOPLE v. REDD (STEPHEN MORELAND)

Extension of time granted

to April 15, 2005 to file respondent's brief.

**S070327**

PEOPLE v. WILSON (ANDRE)

Extension of time granted

to April 18, 2005 to file appellant's opening brief. After that date, only one further extension totaling about 60 additional days will be granted. Extension is granted based upon Senior Deputy State Public Defender Evan Young's representation that she anticipates filing that brief by 6/2005.

**S127176**

C043253 Third Appellate District

PEOPLE v. POKOVICH

Extension of time granted

to March 21, 2005 for respondent to file answer brief on the merits.

**S129463**

B161549 Second Appellate District,  
Division Two

## CITY OF HOPE v. GENENTECH

Extension of time granted

to April 4, 2005 for appellant to file the opening  
brief on the merits.

**S129852**

B166937 Second Appellate District,  
Division Six

## PEOPLE v. GILES

Extension of time granted

to March 14, 2005 for appellant to file the  
opening brief on the merits.

**S093235**

## PEOPLE v. JOHNSON (JERROLD)

Counsel appointment order filed

William D. Farber is appointed to represent  
appellant Jerrold Elwin Johnson for the direct  
appeal in the above automatic appeal now  
pending in this court.

**S107508**

## VALDEZ (ALFREDO R.) ON H.C.

Motion denied

Respondent's Motion to Authorize Trial  
Counsel to Respond to Claim of Ineffective  
Assistance of Counsel by Way of Declaration is  
denied, as it is unnecessary to authorize trial  
counsel to so respond. (See *In re Scott* (2003) 29  
Cal.4th 783, 814.)

**S121532**

B167044 Second Appellate District,  
Division Seven

## JEVNE v. S.C. (JB OXFORD HOLDINGS)

Order filed

The request of the California Attorney General,  
as amicus curiae, for judicial notice, filed in this  
court on August 20, 2004, is granted.

George, C.J., and Baxter, J., are reused and did  
not participate.

**S122923**  
**S122865**

LOCKYER v. CITY/COUNTY OF SAN FRANCISCO  
LEWIS v. ALFARO  
Motion denied

The motion for attorney fees under Code of Civil Procedure section 1021.5 filed by petitioners in *Lewis v. Alfaro* is denied.

**S128022**

WILLIAMS ON DISCIPLINE  
Pet/writ of review denied; recommended discipline imposed

Petition for writ of review denied.

It is ordered that **ROBERT MICHAEL WILLIAMS, State Bar Number 69540**, be suspended from the practice of law for two years, that execution of the suspension be stayed, and that he be placed on probation for two years subject to the conditions of probation, including 30 days' actual suspension, recommended by the review department of the State Bar Court in its opinion filed on July 13, 2004. It is further ordered that he take and pass the Multistate Professional Responsibility Examination within one year after the effective date of this order. (See *Segretti v. State Bar* (1976) 15 Cal.3d 878, 891, fn. 8.) Costs are awarded to the State Bar pursuant to Business and Professions Code section 6086.10 and payable in accordance with Business and Professions Code section 6140.7.

